



P25074.A09

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant : Stephen PALM**

Group Art Unit: 2637

Appln. No. : 10/809,865

Examiner: Khai TRAN

Filed : March 26, 2004

Confirmation No.: 7589

For : ACTIVATION OF MULTIPLE XDSL MODEMS WITH POWER CONTROL MEASUREMENT

**REQUEST FOR RETURN OF INITIALED PTO-1449 FORMS, COMPLETION  
OF RECORD, AND REQUEST FOR CORRECTION OF TYPOGRAPHIC  
ERROR ON PTO-1449 FORM**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop Issue Fee  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

While reviewing the Notice of Allowance mailed in the above-captioned application, Applicant noted that the Examiner has inadvertently failed to return completed copies of the PTO-1449 Forms that accompanied the Information Disclosure Statements that were filed with the U.S. Patent and Trademark Office on October 14, 2004 and November 24, 2004. A review of the Patent Office's PAIR system indicates the November 24, 2004 Information Disclosure Statement was entered into the application. However, there is no indication that the October 14, 2004 Information Disclosure Statement was entered. Accordingly, Applicant herewith provides a copy of the previously filed October 14, 2004 Information Disclosure Statement (along with a

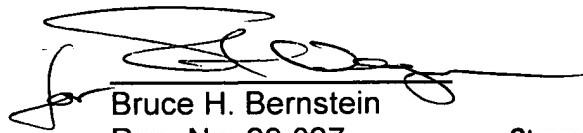
copy of the date-stamped filing receipt evidencing its prior filing). The Examiner is respectfully requested to return completed copies of these PTO-1449 Forms to confirm his consideration of the submitted materials.

Applicant also notes that a typographic error exists on the PTO-1449 Form that accompanied the July 2, 2004 Information Disclosure Statement. Specifically, the inventor's name listed for several documents on Sheets 3 and 4 of the PTO-1449 Forms incorrectly list the inventor as "PLAM", when they should indicate the inventor's name as ---PALM---. Accordingly, the Examiner is respectfully requested to change the inventor's name from "PLAM" to ---PALM---. Applicant encloses a PTO-1449 Form for this purpose.

Finally, Applicant notes that the Examiner cited U.S. Patents 6,163,570 and 6,504,886 in the parent application, but did not make them of record in the present application. Applicant believes that the examiner considered these previously cited documents with respect to the present application.

Should there be any question, the Examiner is requested to contact the undersigned.

Respectfully submitted,  
Stephen PALM



Bruce H. Bernstein  
Reg. No. 29,027

Steven Wegman  
Reg. No. 31,438

February 2, 2005  
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10/14/2004

File In: Mailroom

The Patent Office Date stamp hereon is an acknowledgement that, on the date indicated, the Patent Office received the following:

Copy of European Office Action

- Amendment \_\_\_\_\_  
 Executed Assignment and cover letter \_\_\_\_\_  
 by facsimile \_\_\_\_\_  
 Executed S.E.S.  S.E.S. Assertion \_\_\_\_\_  
 Req. for Ext. of Time \_\_\_\_\_  
 Fee Filing  Recording \_\_\_\_\_  
 Issue  Extension \_\_\_\_\_  
 Extension \_\_\_\_\_  
 Fee Transmittal \_\_\_\_\_  
 Maintenance Fee Payment \_\_\_\_\_  
 PTOL-85B Issue Fee \_\_\_\_\_  
 Letter to Draftsman \_\_\_\_\_  
 Design Patent Application Transmittal \_\_\_\_\_  
 Utility Patent Application Transmittal \_\_\_\_\_  
 Provisional Application Cover Sheet \_\_\_\_\_  
 Continued Prosecution Application \_\_\_\_\_  
 (CPA) Request Transmittal \_\_\_\_\_  
 Request for Continued Examination (RCE) including Submission \_\_\_\_\_  
 Cover Letter \_\_\_\_\_  
 Check No. \_\_\_\_\_ for \$ \_\_\_\_\_  
 Rule 53b and 53f Letter for Unexecuted Application \_\_\_\_\_



- Claim of Priority & Certified Copy of \_\_\_\_\_  
 Declaration  Supplemental  
 New  Unexecuted  
 Executed by facsimile \_\_\_\_\_  
 Transmittal Letter \_\_\_\_\_  
 Patent Application  
 Provisional  Reexam  
 Reissue  Design  
 Continuation  CIP  
\_\_\_\_\_ pages (w/abstract)  
\_\_\_\_\_ claims \_\_\_\_\_ independent  
\_\_\_\_\_ sheets of drawings  
 I.D.S. form PTO-1449 & References  as attached  
 as listed on reverse  
 One self-addressed postcard  
 Certification under 1.97(e)  
 Certificate of Mailing (C-O-M)  
 Returned Envelope

In the matter of : ACTIVATION OF MULTIPLE XDSL MODEMS WITH POWER CONTROL MEASUREMENT

Applicant : Stephen PALM

Application No. : 10/809,865

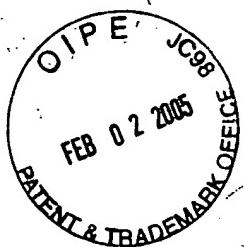
Filed : 3/26/2004

Patent No. :

Issued :

Docket : P25074

SW



	1	"ITU-T Recommendation V.8 bis ("Procedures for the Identification and Selection of Common Modes of Operation Between
		Data Circuit-Terminating Equipment (DCEs) and Between Data Terminal Equipments (DTEs) Over the General Switched
		Telephone Network and On Leased Point-to-Point Telephone-Type Circuits"), which was published by the International
		Telecommunication Union in August, 1996.
	2	An article by K. KRECHMER at pages 63, 64 and 66 of Data Communications, McGraw Hill, NY, Vol. 23, No. 2 (January
		21, 1994)



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FEB 02 2005  
U.S. PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Stephen PALM                          Group Art Unit : 2631  
Appl. No. : 10/809,865                          Examiner : Not Yet Assigned  
Filed : March 26, 2004                          Confirmation No. : 7589  
For : ACTIVATION OF MULTIPLE XDSL MODEMS WITH POWER  
      CONTROL MEASUREMENT

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
U.S. Patent and Trademark Office  
220 20th Street S.  
Customer Window, Mail Stop \_\_\_\_\_  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98,  
Applicant hereby calls to the Examiner's attention the following document:

A copy of a European Office Action mailed in related European Patent Application No. EP 03 028 105.9 on September 14, 2004 is enclosed, in which the following documents were cited:

"ITU-T Recommendation V.8 bis ("Procedures for the Identification and Selection of Common Modes of Operation Between Data Circuit-Terminating Equipment (DCEs) and Between Data Terminal Equipments (DTEs) Over the General Switched Telephone

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Network and On Leased Point-to-Point Telephone-Type Circuits"), which was published by the International Telecommunication Union in August, 1996;

U.S. Patent No. 5,493,609 to DAVIS et al., which issued on February 20, 1996;

and

An article by K. KRECHMER at pages 63, 64 and 66 of Data Communications, McGraw Hill, NY, Vol. 23, No. 2 (January 21, 1994), entitled "V.34 Modems: Off to a Fast Start?."

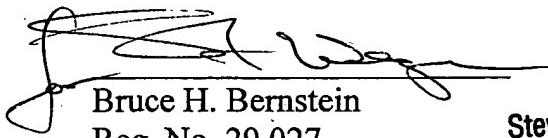
The relevancy of these documents is described in the European Office Action. Applicant notes that copies of these documents were previously submitted to the U.S. Examiner in Information Disclosure Statements filed on August 18, 2004 and July 2, 2004. Thus, Applicant submits that copies of these documents need not be enclosed herewith.

Applicant respectfully requests that the Examiner consider the above materials and cite the documents. The documents noted above are listed on a PTO-1449 Form, which is also attached hereto. The Examiner is respectfully requested to initial the appropriate spaces on the attached Form and to return a copy of the completed Form to Applicant with the next official communication in the present application to confirm consideration of these documents.

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Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the below-listed telephone number.

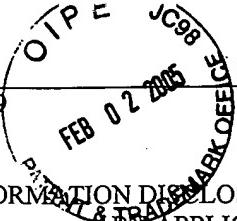
Respectfully submitted,  
Stephen PALM



Bruce H. Bernstein  
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Steven Wegman  
Reg. No. 31,438

October 12, 2004  
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FORM PTO-1449 <i>FEB 02 2004</i> <i>U.S. PATENT &amp; TRADEMARK OFFICE</i> <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (Use several sheets if necessary)	U.S. Department of Commerce Patent and Trademark Office	Atty. Docket No. P25074	Application No. 10/809,865
		Applicant Stephen PALM	
		Filing Date March 26, 2004	Group 2631

## **U.S. PATENT DOCUMENTS**

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES      NO

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	1	"ITU-T Recommendation V.8 bis ("Procedures for the Identification and Selection of Common Modes of Operation Between Data Circuit-Terminating Equipment (DCEs) and Between Data Terminal Equipments (DTEs) Over the General Switched Telephone Network and On Leased Point-to-Point Telephone-Type Circuits"), which was published by the International Telecommunication Union in August, 1996.
	2	An article by K. KRECHMER at pages 63, 64 and 66 of Data Communications, McGraw Hill, NY, Vol. 23, No. 2 (January 21, 1994)

**EXAMINER**

**DATE CONSIDERED**

**\*EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.